

U.S. District Court
Middle District of Florida (Tampa)
CIVIL DOCKET FOR CASE #: 8:13-cv-01336-SDM-TBM

AS PTO, LLC et al v. JBI, Inc.
Assigned to: Judge Steven D. Merryday
Referred to: Magistrate Judge Thomas B. McCoun III
Demand: \$75,000
Case in other court: 6th Judicial Circuit, Pinellas County – 4/11/13,
13-3971-CI
Cause: 28:1332 Diversity-Contract Dispute

Date Filed: 05/20/2013
Date Terminated: 11/13/2013
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

Plaintiff

AS PTO, LLC
a Florida Limited Liability Company

represented by **James Marshall Fry**
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905 E MLK Dr
Tarpon Springs, FL 34689
727/939-0003
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Plastic 2 Oil of Clearwater 1, LLC
a Delaware Limited Liability Company
authorized to do business in the State of Florida

represented by **James Marshall Fry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

ES Resources, LLC
a Florida Limited Liability Company

represented by **James Marshall Fry**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

JB I, Inc.
a Nevada Corporation doing business in the
State of Florida

represented by **Amanda Arnold Sansone**
Carlton Fields Jorden Burt, PA
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LEAD ATTORNEY**ATTORNEY TO BE NOTICED****Mediator****James R. Case**represented by **James R. Case**

Law Office of James Case

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LEAD ATTORNEY**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
05/20/2013	<u>1</u>	NOTICE OF REMOVAL from 6th Judicial Circuit, Pinellas County, case number 13-3971-CI filed in State Court on 4/11/13. Filing fee \$400, receipt number TPA-17509 filed by JBI, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Civil Cover Sheet)(EJC) (Entered: 05/21/2013)
05/20/2013	<u>2</u>	COMPLAINT against JBI, Inc. with Jury Demand filed by AS PTO, LLC, Plastic 2 Oil of Clearwater 1, LLC, ES Resources, LLC. (Attachments: # <u>1</u> Exhibit 1)(EJC) (Entered: 05/21/2013)
05/23/2013	<u>3</u>	Unopposed MOTION for Extension of Time to File Answer re <u>2</u> Complaint by JBI, Inc.. (Sansone, Amanda) (Entered: 05/23/2013)
05/24/2013	<u>4</u>	ENDORSED ORDER granting <u>3</u> the defendant's unopposed motion for an extension through June 18, 2013, of the time within which to respond to the complaint. Signed by Judge Steven D. Merryday on 5/24/2013. (Entered: 05/24/2013)
06/04/2013	<u>5</u>	NOTICE of designation under Local Rule 3.05 - Track 2 (TKD) (Entered: 06/04/2013)
06/18/2013	<u>6</u>	MOTION to Dismiss Claims in Counts II and III of Plaintiffs' Complaint by JBI, Inc.. (Sansone, Amanda) (Entered: 06/18/2013)
07/02/2013	<u>7</u>	MEMORANDUM in opposition re <u>6</u> Motion to dismiss <i>of Defendant</i> filed by AS PTO, LLC, ES Resources, LLC, Plastic 2 Oil of Clearwater 1, LLC. (Fry, James) (Entered: 07/02/2013)
07/31/2013	<u>8</u>	CASE MANAGEMENT REPORT. (Sansone, Amanda) (Entered: 07/31/2013)
08/01/2013	<u>9</u>	NOTICE of mediation conference/hearing to be held on 10/29/2013 9:30 a.m. before James R. Case. (Fry, James) (Entered: 08/01/2013)
08/12/2013	<u>10</u>	CASE MANAGEMENT AND SCHEDULING ORDER: Pretrial Conference set for 8/14/2014 at 10:30 AM in Tampa Courtroom 12 B before Magistrate Judge Thomas B. McCoun III, Bench Trial set for the September, 2014, trial term in Tampa Courtroom 15 A before Judge Steven D. Merryday. Signed by Judge Steven D. Merryday on 8/12/2013. (TKD) (TKD). (Entered: 08/12/2013)

		08/12/2013)
11/04/2013	<u>11</u>	MEDIATION report. Hearing held on 10/29/2013. Hearing outcome: Impasse. (SRC) (Entered: 11/04/2013)
11/12/2013	<u>12</u>	ORDER granting <u>6</u> --motion to transfer; this action is TRANSFERRED to the United States District Court for the District of Massachusetts; directing the Clerk to CLOSE the file. Signed by Judge Steven D. Merryday on 11/12/2013. (BK) (Entered: 11/12/2013)
11/13/2013	<u>13</u>	TRANSFER to the District of Massachusettes. Case Closed. (EJC) (Entered: 11/13/2013)